

4/14/86 VACATION OF DRAINAGE/UTILITY/
STREET EASEMENTS
INDIAN HILLS 2ND ADDITION

Smead®

No. 2-103-1/2L

HASTINGS, MN
LOS ANGELES-CHICAGO-LOGAN, OH
MCGREGOR, TX-LOCUST GROVE, GA
U S A

Hrg Date 4/14/86

✓ Publish 3/26 + 4/2

✓ Post 3/26

✓ Mail 3/26

Quoted subject to
approval of replating of
Indian Halls 3rd Adm.

4/12/86 Per Craig may change legal
description of Indian Halls 3rd Adm
- hold on this



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

October 14, 1987

Thomas S. Erickson, P.A.
Dorsey and Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: ✓ Vacation of Street, Drainage & Utility Easements
Indian Hills 2nd Addition

Vacation of Utility Easement
Meadow Lane II Addition

Dear Tom:

Enclosed are Notices of Completion for the above referenced vacations of easements.

Will you please have the documents entered into the transfer record of the county auditor and filed with the country recorder.

Very truly yours,

Marcella M. Daehn
City Clerk

enclosures (2)



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF EASEMENTS FOR STREET, DRAINAGE AND UTILITY PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on April 14, 1986 adopted a Resolution Vacating Portion of Street, Drainage and Utility Easements, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacations be made, which resolution ordered the vacation of the following described easements for street, drainage and utility purposes all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

The time of completion of proceedings and the effective date of said vacation is October 14, 1987.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

Marcella M. Daehn
City Clerk

NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF EASEMENTS FOR STREET, DRAINAGE AND UTILITY PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on April 14, 1986 adopted a Resolution Vacating Portion of Street, Drainage and Utility Easements, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacations be made, which resolution ordered the vacation of the following described easements for street, drainage and utility purposes all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

The time of completion of proceedings and the effective date of said vacation is October 14, 1987.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

Marcella M. Daehn
City Clerk

10/14/87 Copies of resolution
and plat given to
Planning Dept.
M.D

DORSEY & WHITNEY

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

2200 FIRST BANK PLACE EAST
MINNEAPOLIS, MINNESOTA 55402
(612) 340-2600

TELEX 29-0605
TELECOPIER (612) 340-2868

THOMAS S. ERICKSON, P. A.
(612) 340-2659

October 12, 1987

350 PARK AVENUE
NEW YORK, NEW YORK 10022
(212) 415-9200

340 FIRST NATIONAL BANK BUILDING
P. O. BOX 848
ROCHESTER, MINNESOTA 55903
(507) 288-3156

510 NORTH CENTRAL LIFE TOWER
445 MINNESOTA STREET
ST. PAUL, MINNESOTA 55101
(612) 227-8017

315 FIRST NATIONAL BANK BUILDING
WAYZATA, MINNESOTA 55391
(612) 475-0373

3 GRACECHURCH STREET
LONDON EC3V 0AT, ENGLAND
01-929-3334

1200 FIRST INTERSTATE CENTER
401 NORTH 31st STREET
P. O. BOX 7188
BILLINGS, MONTANA 59103
(406) 252-3800

201 DAVIDSON BUILDING
8 THIRD STREET NORTH
GREAT FALLS, MONTANA 59401
(406) 727-3632

127 EAST FRONT STREET
MISSOULA, MONTANA 59802
(406) 721-6025

30 RUE LA BOÉTIE
75008 PARIS, FRANCE
01-33 (1) 43-59-13-65
01-33 (1) 45-62-32-50

Ms. Marce Daehn
City of Edina
4801 West 50 Street
Edina, Minnesota 55424

Re: Indian Hills 3rd Addition

Dear Marce:

I enclose herewith a copy of our resolution approving the final plat of Indian Hills 3rd Addition and a copy of the plat itself. You will recall that our concern in giving for record a resolution of the Council vacating streets affected by this plat, was that the plat, in fact, be recorded. The plat, in fact, has now been recorded. I presume, without knowing, that our resolution vacating streets and utilities was also recorded, but I do not have any recording data for that resolution as yet.

I send this to you for your records. If you have any questions please call me.

Very truly yours,


Thomas S. Erickson

TSE:jd
enclosures

1. The first of these is the fact that the United States has a large and growing population of people who are of Mexican descent. This population is concentrated in the southwestern United States, particularly in California, Arizona, and New Mexico. It is estimated that there are over 10 million people of Mexican descent in the United States, and this number is expected to increase significantly in the future.

[illegible][illegible][illegible]

Figure 1 shows the results of the regression analysis. The regression equation is $\ln Y = 0.0001X_1 + 0.0001X_2 + 0.0001X_3 + 0.0001X_4 + 0.0001X_5 + 0.0001X_6 + 0.0001X_7 + 0.0001X_8 + 0.0001X_9 + 0.0001X_{10} + 0.0001X_{11} + 0.0001X_{12} + 0.0001X_{13} + 0.0001X_{14} + 0.0001X_{15} + 0.0001X_{16} + 0.0001X_{17} + 0.0001X_{18} + 0.0001X_{19} + 0.0001X_{20} + 0.0001X_{21} + 0.0001X_{22} + 0.0001X_{23} + 0.0001X_{24} + 0.0001X_{25} + 0.0001X_{26} + 0.0001X_{27} + 0.0001X_{28} + 0.0001X_{29} + 0.0001X_{30} + 0.0001X_{31} + 0.0001X_{32} + 0.0001X_{33} + 0.0001X_{34} + 0.0001X_{35} + 0.0001X_{36} + 0.0001X_{37} + 0.0001X_{38} + 0.0001X_{39} + 0.0001X_{40} + 0.0001X_{41} + 0.0001X_{42} + 0.0001X_{43} + 0.0001X_{44} + 0.0001X_{45} + 0.0001X_{46} + 0.0001X_{47} + 0.0001X_{48} + 0.0001X_{49} + 0.0001X_{50} + 0.0001X_{51} + 0.0001X_{52} + 0.0001X_{53} + 0.0001X_{54} + 0.0001X_{55} + 0.0001X_{56} + 0.0001X_{57} + 0.0001X_{58} + 0.0001X_{59} + 0.0001X_{60} + 0.0001X_{61} + 0.0001X_{62} + 0.0001X_{63} + 0.0001X_{64} + 0.0001X_{65} + 0.0001X_{66} + 0.0001X_{67} + 0.0001X_{68} + 0.0001X_{69} + 0.0001X_{70} + 0.0001X_{71} + 0.0001X_{72} + 0.0001X_{73} + 0.0001X_{74} + 0.0001X_{75} + 0.0001X_{76} + 0.0001X_{77} + 0.0001X_{78} + 0.0001X_{79} + 0.0001X_{80} + 0.0001X_{81} + 0.0001X_{82} + 0.0001X_{83} + 0.0001X_{84} + 0.0001X_{85} + 0.0001X_{86} + 0.0001X_{87} + 0.0001X_{88} + 0.0001X_{89} + 0.0001X_{90} + 0.0001X_{91} + 0.0001X_{92} + 0.0001X_{93} + 0.0001X_{94} + 0.0001X_{95} + 0.0001X_{96} + 0.0001X_{97} + 0.0001X_{98} + 0.0001X_{99} + 0.0001X_{100}$. The adjusted R^2 is 0.9999. The regression equation is $\ln Y = 0.0001X_1 + 0.0001X_2 + 0.0001X_3 + 0.0001X_4 + 0.0001X_5 + 0.0001X_6 + 0.0001X_7 + 0.0001X_8 + 0.0001X_9 + 0.0001X_{10} + 0.0001X_{11} + 0.0001X_{12} + 0.0001X_{13} + 0.0001X_{14} + 0.0001X_{15} + 0.0001X_{16} + 0.0001X_{17} + 0.0001X_{18} + 0.0001X_{19} + 0.0001X_{20} + 0.0001X_{21} + 0.0001X_{22} + 0.0001X_{23} + 0.0001X_{24} + 0.0001X_{25} + 0.0001X_{26} + 0.0001X_{27} + 0.0001X_{28} + 0.0001X_{29} + 0.0001X_{30} + 0.0001X_{31} + 0.0001X_{32} + 0.0001X_{33} + 0.0001X_{34} + 0.0001X_{35} + 0.0001X_{36} + 0.0001X_{37} + 0.0001X_{38} + 0.0001X_{39} + 0.0001X_{40} + 0.0001X_{41} + 0.0001X_{42} + 0.0001X_{43} + 0.0001X_{44} + 0.0001X_{45} + 0.0001X_{46} + 0.0001X_{47} + 0.0001X_{48} + 0.0001X_{49} + 0.0001X_{50} + 0.0001X_{51} + 0.0001X_{52} + 0.0001X_{53} + 0.0001X_{54} + 0.0001X_{55} + 0.0001X_{56} + 0.0001X_{57} + 0.0001X_{58} + 0.0001X_{59} + 0.0001X_{60} + 0.0001X_{61} + 0.0001X_{62} + 0.0001X_{63} + 0.0001X_{64} + 0.0001X_{65} + 0.0001X_{66} + 0.0001X_{67} + 0.0001X_{68} + 0.0001X_{69} + 0.0001X_{70} + 0.0001X_{71} + 0.0001X_{72} + 0.0001X_{73} + 0.0001X_{74} + 0.0001X_{75} + 0.0001X_{76} + 0.0001X_{77} + 0.0001X_{78} + 0.0001X_{79} + 0.0001X_{80} + 0.0001X_{81} + 0.0001X_{82} + 0.0001X_{83} + 0.0001X_{84} + 0.0001X_{85} + 0.0001X_{86} + 0.0001X_{87} + 0.0001X_{88} + 0.0001X_{89} + 0.0001X_{90} + 0.0001X_{91} + 0.0001X_{92} + 0.0001X_{93} + 0.0001X_{94} + 0.0001X_{95} + 0.0001X_{96} + 0.0001X_{97} + 0.0001X_{98} + 0.0001X_{99} + 0.0001X_{100}$. The adjusted R^2 is 0.9999.

WHEREAS, two week's published and posted notice of said hearing was given and the hearing was held on the 14th day of April, 1986, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same, or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto. NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described portion of the drainage and utility easement be and is vacated effective as April 14, 1986:

That part of the drainage and utility easement over Lot 3, Block 1, The Habitat, lying 7.0 feet East of and adjacent to a line run from a point on the North line of said Lot 3, distant 60.00 feet West of the Northeast corner thereof, to a point on the South line of said Lot 3, distant 93.14 feet Southwesterly of the Southeast corner thereof,

Except that part thereof lying North of a line 20.00 feet South of and parallel with the North line of said Lot 3, and lying 5.00 feet Northwesterly of and parallel with the Southeasterly line of said Lot 3, and that the City Clerk is authorized and directed to cause a notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the Register of Deeds, in accordance with Minnesota Statutes, Section 412.851.

Motion for adoption of the resolution was seconded by Member Richards.

Rollcall:

Ayes: Kelly, Richards, Courtney

Resolution adopted.

VACATION GRANTED FOR PORTION OF STREET, DRAINAGE AND UTILITY EASEMENTS, INDIAN HILLS 2ND ADDITION. Affidavits of Notice were presented by Acting City Clerk, approved and ordered placed on file. Mr. Hoffman advised that granting of this vacation is subject to approval of the replatting of Indian Hills 3rd Addition. No objection being heard, Member Kelly offered the following resolution and moved its adoption:

RESOLUTION VACATING PORTION
OF STREET, DRAINAGE AND UTILITY EASEMENTS

WHEREAS, a resolution of the City Council, adopted the 17th day of March, 1986, fixed a date for a public hearing on a proposed vacation of portion of easement for street, drainage and utility purposes; and

WHEREAS, two week's published and posted notice of said hearing was given and the hearing was held on the 14th day of April, 1986, at which time all persons

ABH537

DORSEY & WHITNEY

A Partnership Including Professional Corporations

2200 FIRST BANK PLACE EAST
MINNEAPOLIS, MINNESOTA 55402
(612) 340-2600

TELEX 29-0605

TELECOPIER: (612) 340-2868

THOMAS S. ERICKSON, P.A.
(612) 340-2659

April 22, 1987

510 NORTH CENTRAL LIFE TOWER
445 MINNESOTA STREET
ST. PAUL, MINNESOTA 55101
(612) 227-8017

P. O. BOX 848
340 FIRST NATIONAL BANK BUILDING
ROCHESTER, MINNESOTA 55903
(507) 288-3156

315 FIRST NATIONAL BANK BUILDING
WAYZATA, MINNESOTA 55391
(612) 475-0373

350 PARK AVENUE
NEW YORK, NEW YORK 10022
(212) 415-9200

201 DAVIDSON BUILDING
8 THIRD STREET NORTH
GREAT FALLS, MONTANA 59401
(406) 727-3632

304 TRANSWESTERN PLAZA III
550 NORTH 31ST STREET
P. O. BOX 1179
BILLINGS, MONTANA 59103
(406) 252-3800

30 RUE LA BOËTIE
75008 PARIS, FRANCE
OII 331 562 32 50

Mr. Harry Barnes
Chicago Title Insurance Company
8000 Town Line
Bloomington, Minnesota 55433

Re: Indian Hills 3rd Addition


Dear Mr. Barnes:

I have been advised by Mr. Joe Deuhs that you have for filing a plat of Indian Hills 3rd Addition. At his request, I am enclosing herewith two certified copies of a Resolution of the Edina City Council vacating certain easements in Indian Hills 2nd Addition. These are delivered to you for the purpose of filing with and at the same time as the plat of Indian Hills 3rd Addition. I understand the Resolution must be recorded ahead of the plat, however, it must not be recorded unless the plat also will be recorded immediately thereafter. If there is any difficulty with recording the plat, then the Resolution also must not be recorded until that difficulty is resolved.

Once the Resolution and plat are recorded, please send me the recording data of each.

Thank you for your help. If you have any questions, please call me.

Very truly yours,


Thomas S. Erickson

TSE:jd
enclosures
cc: Ms. Marcella Daehn



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

February 24, 1987

Thomas S. Erickson, P.A.
Dorsey and Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: Vacation of Easements - Indian Hills 2nd Addition

Dear Tom:

Per our telephone conversation of yesterday I am enclosing three certified copies of the resolution adopted by the Edina City Council on April 14, 1986 vacating the street easements in Indian Hills 2nd Addition.

You said you would be reviewing the plat of Indian Hills 3rd Addition to insure that the necessary easements are included thereon and if satisfactory you would then release the resolutions to Gustafson & Tyson for filing.

Please let me know when this has been done and I will then prepare the Notice of Completion for distribution.

Very truly yours,

A handwritten signature in cursive script that reads 'Marcella M. Daehn'.

Marcella M. Daehn
City Clerk

enclosures (3)

cc: Craig Larsen, Planner

RESOLUTION VACATING PORTION
OF STREET, DRAINAGE AND UTILITY EASEMENTS

WHEREAS, a resolution of the City Council, adopted the 17th day of March, 1986, fixed a date for a public hearing on a proposed vacation of portion of easement for street, drainage and utility purposes; and

WHEREAS, two week's published and posted notice of said hearing was given and the hearing was held on the 14th day of April, 1986, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same, or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described portion of the street, drainage and utility easement be and is vacated effective as of April 14, 1986;

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota,

and that the City Clerk is authorized and directed to cause notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the Register of Deeds, in accordance with Minnesota Statutes, Section 412.851.



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

February 17, 1987

Thomas S. Erickson, P.A.
Dorsey and Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: Plats - Indian Hills 2nd Addition & Indian Hills 3rd Addition

Dear Tom:

The enclosed letter and copy of Order to Show Cause was just hand delivered to me with regard to the above plats.

Please take whatever action is necessary on behalf of the City. I sent you earlier today a copy of the Report of Examiner.

Very truly yours,

A handwritten signature in cursive script that reads 'Marcella M. Daehn'.

Marcella M. Daehn
City Clerk

enclosure

2/17/86 Copy sent to
Tom Erickson

GUSTAFSON & TYSON, P.A.

GREGORY D. GUSTAFSON
DANIEL R. TYSON
WILLIAM M. HABICHT
DAVID E. FOLIN
JOSEPH J. DEUHS, JR.

ATTORNEYS AT LAW
SUITE 411
7400 METRO BOULEVARD
EDINA, MINNESOTA 55435
TELEPHONE (612) 835-7277

OF COUNSEL
HARRY GUSTAFSON

February 17, 1987

City of Edina
4801 West 50th Street
Edina, Minnesota 55435

Re: Indian Hills Twinhomes
Petition in Proceeding Subsequent
Court File No. A-21829

Dear Sir or Madam:

Enclosed herewith and personally served upon you is an Order to Show Cause in connection with the above-referenced Proceeding Subsequent to Initial Registration of Land, the purpose of which is to vacate certain easements and streets dedicated to the public by the plat of Indian Hills 2nd Addition. Vacation of the above easements and streets is necessary to replat the property as Indian Hills 3rd Addition. A photocopy of the Report of Examiner was delivered to you last week but such delivery inadvertently excluded the Order to Show Cause. Please note the hearing has been rescheduled for March 3, 1987, at 2:00 o'clock p.m.

If you have any questions or comments, please feel free to contact me or an attorney of your choice.

Very truly yours,

GUSTAFSON & TYSON, P.A.



Joseph J. Deuhs

JJD/jdf
Enclosure

MIS#2/L1

IN PROCEEDING SUBSEQUENT TO INITIAL REGISTRATION OF LAND

A-21829

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT

In The Matter Of The Petition Of:

INDIAN HILLS COMPANY

a Minnesota general partnership,

)
)
)
)

ORDER TO SHOW CAUSE

Petitioner,

In relation to Certificate of Title No.
664059 issued for land in the County of
Hennepin, State of Minnesota, and legally
described as:

Lot 16, Block 1, except that part of said Lot lying North of
a line drawn parallel to the South line of the Northeast
Quarter of the Northwest Quarter of Section 6, Township 116,
Range 21, from a point on the West line of said Northeast
Quarter of the Northwest Quarter distant 814.5 feet North of
the Southwest corner thereof, Indian Hills 2nd Addition;

and in relation to Certificate of Title No. 674789 issued for land in the County
of Hennepin, State of Minnesota, legally described as follows:

Lots 1 to 15, inclusive, Block 1, Indian Hills 2nd Addition.

TO: Norwest Bank Bloomington, N.A.; Metropolitan Federal Savings Bank of
Moorhead, F.S.B; the City of Edina, a Minnesota municipal corporation;
Northern States Power Company, a Minnesota corporation; Minnegasco, Inc., a
Minnesota corporation; Northwestern Bell Telephone Company, an Iowa cor-
poration; Rogers Cablesystem of Minnesota Limited Partnership, a Minnesota
limited partnership, and upon the occupants of the land embraced
within Indian Hills 2nd Addition. **Jeffrey P. Gustafson, Ethel Gustafson,*

Upon receiving and filing the Report of the Examiner of Titles in the
above-entitled matter:

FILED

FEB 17 1987

HENNA. CO. DIST. CT.

ADMINISTRATOR/CLERK

BY

HEWITT

IT IS ORDERED, that you, and all persons interested, appear before this Court on the 3rd day of March, 1987, at 2:00 o'clock p.m. in Room A-702 of the Hennepin County Government Center in said County, and then, or as soon thereafter as said matter can be heard, show cause, if any there be, why this Court should not enter an Order as follows:

1. That the Registrar of Titles, upon the filing with him of a certified copy of the Resolution of the City Council of the City of Edina dated April 14, 1986, show by memorial upon Certificate of Title No. 664059 that there is added to the land description therein contained the following land:

That portion of vacated Timber Trail which lies Westerly of the center line thereof and between the Southeasterly extensions of the Northeasterly and Southerly most lines of Lot 16, Block 1, Indian Hills 2nd Addition.

That in future Certificates of Title issued for the premises now described in Certificate of Title No. 664059, the Registrar of Titles place said added land description in the body of said new Certificate of Title and that he omit the memorials of said Resolution and of the Order.

2. That the Registrar of Titles, upon the filing with him of a certified copy of the Resolution of the City Council of the City of Edina dated April 14, 1986, show by memorial upon Certificate of Title No. 674789 that the drainage and utility easements affecting Lots 1 through 15, inclusive, Block 1, Indian Hills 2nd Addition, have terminated by abandonment and that there is added to the land description therein contained the following land:

All of vacated Timber Trail, dedicated in the plat of Indian Hills 2nd Addition, except the Westerly half of said vacated street which lies between the Southeasterly extensions of the Northeasterly and Southerly most lines of Lot 16, Block 1, said Addition.

That in future Certificates of Title issued for the premises now described in Certificate of Title No. 674789, the Registrar of Titles place said added land description in the bodies of said new Certificates of Title, that he place the recital hereinafter described in the bodies of said further Certificates of Title and that he omit the memorials of said Resolution and of the Order:

Free of the drainage and utility easements dedicated in the plat of Indian Hills 2nd Addition, see Order Document No. _____ all upon the filing with the Registrar of Titles a certified copy of the Order.

IT IS FURTHER ORDERED, that this Order be served: (a) at least ten (10) days prior to such hearing upon the above-named parties residing in this State in the manner provided by law for the service of Summons in a civil action; (b) it shall be served at least fourteen (14) days prior to such hearing upon any of the above-named nonresidents by sending a copy of this Order to such nonresident at his post office address, by registered or certified mail, return receipt; (c) it shall be served upon any party who cannot be found by two weeks published notice and by sending a copy of this Order at least fourteen (14) days prior to the hearing by first class mail to such party at his last known address and by sending another copy of this Order at least fourteen (14) days prior to the hearing by first class mail to his address as stated on the Certificate of Title if an address is so stated.

Approved: Richard W. Edblom
Examiner of Titles

Dated: February 17, 1987

By: *Daniel R. Tyson*
Deputy Examiner

By: *Kenneth J. Kies*
JUDGE OF DISTRICT COURT

GUSTAFSON & TYSON, P.A.
Daniel R. Tyson (#111557)
Attorneys for Petitioner
7400 Metro Boulevard, Suite 411
Edina, Minnesota 55435
Telephone: (612) 835-7277



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

February 17, 1987

Thomas S. Erickson, P.A.
Dorsey and Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: Plat of Indian Hills 2nd Addition

Dear Tom:

I am enclosing a letter from the firm of Gustafson & Tyson with regard to the above referenced plat and vacated easements and streets.

The petition for vacation was heard by the Edina City Council on April 14, 1986 and was granted subject to approval of replatting of Indians Hills 3rd Addition. You will recall that we had a number of phone calls from Gustafson & Tyson regarding this matter in December, 1986 and at that time a photo copy of the resolution for vacation was given them to show to the recorder in order to file the final plat of Indian Hills 3rd Addition. To date I have not released a certified copy of the resolution per your direction.

Will you please follow through on this matter and let me know the next step in the process?

Very truly yours,

Marcella M. Daehn
City Clerk

enclosures

P.S. Also enclosed is copy of letter dated 11/12/86 and copy of resolution.

Rec'd 2/12/87 M.D.
3:50 pm.

GUSTAFSON & TYSON, P.A.

GREGORY D. GUSTAFSON
DANIEL R. TYSON
WILLIAM M. HABICHT
DAVID E. FOLIN
JOSEPH J. DEUHS, JR.

ATTORNEYS AT LAW
SUITE 411
7400 METRO BOULEVARD
EDINA, MINNESOTA 55435
TELEPHONE (612) 835-7277

OF COUNSEL
HARRY GUSTAFSON

February 12, 1987

City of Edina
4801 West 50th Street
Edina, MN 55435

RE: Indian Hills Twinhomes
Our File No.: GDG-84-2729

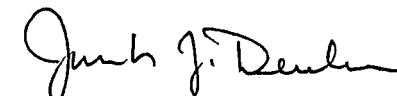
Dear Sir/Madam:

Enclosed for your review please find a photocopy of the Report of the Examiner in connection with the above-referred to Proceeding Subsequent to Initial Registration of Land, the purpose of which is to vacate certain easements and streets dedicated to the public by the plat of Indian Hills 2nd Addition. Vacation of the above easements and streets is necessary to replat the property as Indian Hills 3rd Addition.

If you have any questions or comments, please feel free to contact me or an attorney of your choice.

Very truly yours,

GUSTAFSON & TYSON, P.A.


Joseph J. Deuhs

JJD/dcg

Encl.

IN PROCEEDINGS SUBSEQUENT TO INITIAL REGISTRATION OF LAND

A-21829

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DISTRICT COURT
FOURTH JUDICIAL DISTRICT

In the matter of the Petition of)
INDIAN HILLS COMPANY, a Minnesota)
general partnership,)
For an Order Adding Land in a Vacated)
Street.)

REPORT OF EXAMINER

TO THE HONORABLE JUDGES OF THE DISTRICT COURT OF HENNEPIN COUNTY:

Pursuant to the Court's Order of Reference, your Examiner has investigated the matters and facts set forth in said Petition and finds and reports as follows:

1. That on the 24th day of May, 1985, the Registrar of Titles entered Certificate of Title No. 664059 to The Minnesota South District of the Lutheran Church-Missouri Synod, a Minnesota nonprofit corporation, for land in Hennepin County, including the following described land:

Lot 16, Block 1, except that part of said Lot lying North of a line drawn parallel to the South line of the Northeast Quarter of the Northwest Quarter of Section 6, Township 116, Range 21, from a point on the West line of said Northeast Quarter of the Northwest Quarter distant 814.5 feet North of the Southwest corner thereof, Indian Hills 2nd Addition.

2. That on the 7th day of January, 1986, the Registrar of Titles entered Certificate of Title No. 674789 to Indian Hills Company, a Minnesota general partnership, for the following described land:

Lots 1 to 15, inclusive, Block 1, Indian Hills 2nd Addition.

3. That on April 14, 1986 the City Council of the City of Edina passed a Resolution as follows:

(

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

4. [I assume there will be evidence at the hearing to support a finding in the Order to be entered herein] That it was the intention of the City of Edina to abandon all its interest in the drainage and utility easements alleged to be vacated in said Resolution, and it is so construed.

5. That Timber Trail was dedicated to the public in the plat of Indian Hills 2nd Addition.

6. That by reason of said vacation there should be added to the land description in Certificates of Title Nos. 664059 and 674789 those portions of vacated Timber Trail hereinafter described.

7. That the Amended Petition herein alleges the interest of Arley R. Bjella and Beverly H. Bjella in a part of Lot 6, Block 1, Indian Hills 2nd Addition.

8. That notice of these proceedings should be given to City of Edina; Arley R. Bjella; Beverly H. Bjella; Cross View Lutheran Church, a Minnesota nonprofit corporation [contract vendee of the lands described in Cert. No. 664059]; Norwest Bank Bloomington, N.A. [mortgagee of Lots 1 through 4 and 7 through 15, said addition]; Home Savings Association of Kansas City, F.A. [mortgagee of Lots 5 and 6, said addition]; the public utility companies serving the area [whose identity must be ascertained by applicant's attorney and which must include the local cable television franchise operator] and upon the occupants of the land embraced within Indian Hills 2nd Addition, said notice to be by service upon them of an Order to Show Cause returnable before this Court at Room A-702 of the Hennepin County Government Center at 2:00 p.m. of a Tuesday to be therein designated. Said notice must advise said parties that they show cause, if any they have, why the Order as hereinafter recommended should not be entered.

I therefore recommend upon the return of said Order to Show Cause and upon due proof of the foregoing matters at the hearing herein, no valid objection to the contrary then appearing, that this Court enter an Order as follows:

1. That the Registrar of Titles, upon the filing with him of a certified copy of the Resolution of the City Council of the City of Edina dated April 14, 1986, show by memorial upon Certificate of Title No. 664059 that there is added to the land description therein contained the following land:

That portion of vacated Timber Trail which lies Westerly of the center line thereof and between the Southeasterly extensions of the Northeasterly and Southerly most lines of Lot 16, Block 1, Indian Hills 2nd Addition.

That in future Certificates of Title issued for the premises now described in Certificate of Title No. 664059, the Registrar of Titles place said added land description in the body of said new Certificate of Title and that he omit the memorials of Document No. _____ (here insert the document number assigned to said Resolution) and of this Order.

2. That the Registrar of Titles, upon the filing with him of a certified copy of the Resolution of the City Council of the City of Edina dated April 14, 1986, show by memorial upon Certificate of Title No. 674789 that the drainage and utility easements affecting Lots 1 through 15, inclusive, Block 1, Indian Hills 2nd Addition, have terminated by abandonment and that there is added to the land description therein contained the following land:

All of vacated Timber Trail, dedicated in the plat of Indian Hills 2nd Addition, except the Westerly half of said vacated street which lies between the Southeasterly extensions of the Northeasterly and Southerly most lines of Lot 16, Block 1, said Addition.

That in future Certificates of Title issued for the premises now described in Certificate of Title No. 674789, the Registrar of Titles place said added land description in the bodies of said new Certificates of Title, that he place the recital hereinafter described in the bodies of said future Certificates of Title and that he omit the memorials of Document No. _____ (here insert the document number assigned to the Resolution) and of this Order:

Free of the drainage and utility easements dedicated in the plat of Indian Hills 2nd Addition, see Order

Document No. _____ (here insert the document
number assigned to this Order), Files of the Registrar of
Titles.

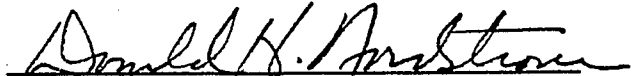
All upon the filing with the Registrar of Titles of a certified copy
of this Order.

Respectfully submitted this 3rd day of February, 1987.

RICHARD W. EDBLOM, Examiner of Titles

DHN/

By


Deputy Examiner of Titles

B

MEMORANDUM TO ATTORNEY:

Prior to the time of the hearing, it will be necessary for you to file an Amended
Petition in which The Minnesota South District of the Lutheran Church-Missouri Synod
joins and in which the relief prayed for conforms to the foregoing Petition.

GUSTAFSON & TYSON, P.A.

GREGORY D. GUSTAFSON
DANIEL R. TYSON
WILLIAM M. HABICHT
DAVID E. FOLIN
JOSEPH J. DEUHS, JR.

ATTORNEYS AT LAW
SUITE 411
7400 METRO BOULEVARD
EDINA, MINNESOTA 55435
TELEPHONE (612) 835-7277

OF COUNSEL
HARRY GUSTAFSON

November 12, 1986

Mr. Fran Hoffman
City of Edina
4801 West 50th Street
Edina, MN 55410

Re: Indian Hills Third Addition
Our File No.: GDG84-2729

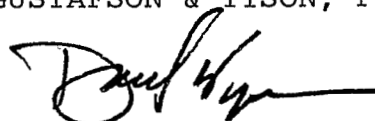
Dear Fran:

It has been several weeks since we discussed the fact that I would not be able to file the final plat of Indian Hills Third Addition without the resolution vacating Timber Trails as platted in Indian Hills Second Addition. The reason for this request is that the Examiner of Titles of Hennepin County is not able to determine the validity of the vacation and the subsequent accrual of the vacated land to the owners of the proposed Indian Hills Third Addition and authorize the recordation of the new plat, until a proceeding subsequent to initial registration is completed. Before the proceeding subsequent to initial registration is ripe, according to the Examiner, I need a certified copy of the resolution vacating Timber Trail filed of record against the certificate of title covering this property.

Your assistance in this matter would be most appreciated as there are numerous recordings and other matters which are pending. I would think that we would be able to record the vacation with the understanding of all parties that the plat would be recorded simultaneously with the hearing at the proceeding subsequent to initial registration.

Sincerely yours,

GUSTAFSON & TYSON, P.A.



Daniel R. Tyson

DRT:kah

cc: Jeffrey P. Gustafson
Gregory D. Gustafson

12/14/86 Per call from T. Erickson
- give Tyson "copy" of resolution
so he can show to recorder to
~~put~~ in order to file final
plot of Indian Hills Yrard

T. E will

check out &

call he or

how to proceed



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

RESOLUTION VACATING PORTION
OF STREET, DRAINAGE AND UTILITY EASEMENTS

WHEREAS, a resolution of the City Council, adopted the 17th day of March, 1986, fixed a date for a public hearing on a proposed vacation of portion of easement for street, drainage and utility purposes; and

WHEREAS, two week's published and posted notice of said hearing was given and the hearing was held on the 14th day of April, 1986, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same, or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described portion of the street, drainage and utility easement be and is vacated effective as of April 14, 1986;

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota,

and that the City Clerk is authorized and directed to cause notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the Register of Deeds, in accordance with Minnesota Statutes, Section 412.851.

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of April 14th, 1986 and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 16th day of December, 1986.

Marcella M. Daehn

Marcella M. Daehn
City Clerk

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ ☐ Acceptable ☐ Opposed ☒ Conditional

CONDITIONS Subject to Indian Hills 3RD Addition approval & recording

MINNEGASCO by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

N.S.P. by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

LOCATION PLAT OF INDIAN HILLS 2ND ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina MN 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

MINNEGASCO by Wm. D. Schram 4-7-86 ☒ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

N.S.P. by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

LOCATION PLAT OF INDIAN HILLS 2ND ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina MN 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

MINNEGASCO by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS _____

N.S.P. by S.E. Fraser ☐ Acceptable ☒ Opposed ☒ Conditional

CONDITIONS Subject to new easements being granted

LOCATION PLAT OF INDIAN HILLS 2ND ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina MN 55424

10/21 - New easements granted
on Indian Hills 3rd

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS

MINNEGASCO by ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS

NORTHWESTERN BELL by *J.C. (Jim) Brown* ☒ Acceptable ☐ Opposed ☐ Conditional
861-8176

CONDITIONS

N.S.P. by ☐ Acceptable ☐ Opposed ☐ Conditional

CONDITIONS

We have just received permission to place Bus Co in a portion of this easement along McCordly Trail B.P. 2370
PLAT OF INDIAN HILLS 2ND ADDITION

LOCATION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk

City of Edina

4801 W. 50th Street
Edina MN 55424

10/21 - Bob Obervogel has talked with NW Bell - they have given okay to vacate as new easement on Indian Hills 3rd protects their buried cable. *md*

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING ON VACATION
OF EASEMENTS FOR DRAINAGE, UTILITY AND STREET PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on April 14, 1986, at 7:00 p.m. for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage, utility and street purposes:

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

(For your information, Indian Hills 2nd Addition has been replatted as Indian Hills 3rd Addition. Utility and drainage easements and the street known as Timber Trail will, of course, be dedicated in the plat of Indian Hills 3rd Addition.)

SCV

INDIAN HILLS 2ND ADDITION

CO. (U.S. Highway No. 169-212)
RD. NO. 169-212

McCAULEY

62

N0°17'00"W
220.26

A LINE PARALLEL TO THE SOUTH LINE
OF N.E. 1/4 OF N.W. 1/4 OF SEC. 6, T. 116, R. 21.

N80°20'48"W
972.47

TERRACE

N80°20'48"W
487.1

264.00
587°11'28"E

BLOCK 16



AUDITORS SUBDIV. NO. 196
THE S.W. CORNER OF N.E. 1/4 OF N.W. 1/4 OF SEC. 6, T. 116, R. 21.

AUDITORS SUBDIVISION NO. 196

N0°17'00"W
676.50

THE SOUTH LINE OF THE N.E. 1/4 OF THE N.W. 1/4 OF SEC. 6



SCALE IN FEET
• DENOTES IRON MONUMENT
BEARINGS SHOWN ON AN ASSUMED BASIS

DRAINAGE AND UTILITY EASEMENTS
ARE SHOWN THUS:



RON KRUEGER AND ASSOCIATES
LAND SURVEYORS AND ENGINEERS

BEING 50 FEET IN WIDTH, UNLESS
OTHERWISE INDICATED, AND ADJOINING
LOT LINES, AND 10.0 FEET IN WIDTH
AND ADJOINING RIGHT-OF-WAY LINES,
AS SHOWN ON THE PLAT.

INDIAN HILLS 3RD ADDITION

R.T. DOC. NO. _____
C.R. DOC. NO. _____

I hereby certify that I have surveyed and platted the property described on this plat as INDIAN HILLS 3RD ADDITION; that this is a correct representation of said survey; that the distances are correctly shown on the plat in feet and hundredths of a foot, and that all monuments have been correctly placed in the ground as shown on the plat and that the outside boundary lines are correctly designated on the plat.

Ronald L. Krueger
Ronald L. Krueger, Land Surveyor
Minnesota State Lic. No. 14374

State of Minnesota, County of Hennepin
The foregoing surveyor's certificate was acknowledged before me this 24th day of September, 1986, by Ronald L. Krueger, Land Surveyor.

Walter J. Zschaler
Notary public, Hennepin County, Minnesota
My commission expires _____

EDINA, MINNESOTA This plat of INDIAN HILLS 3RD ADDITION was approved and accepted by the City Council of the City of Edina, Minnesota at a regular meeting thereof held this 7th day of August, 1986. If applicable, the written comments and recommendations of the Commissioner of Transportation and the County Highway Engineer have been received by the city or the prescribed 30 day period has elapsed without receipt of such comments and recommendations, as provided by Minnesota Statutes, Section 505.03, Subdivision 2.

CITY COUNCIL OF THE CITY OF EDINA, MINNESOTA

by *C. Wayne Cantu* Mayor by *James E. Lissner* Manager

PROPERTY TAX AND PUBLIC RECORDS DEPARTMENT, Hennepin County, Minnesota
I hereby certify that taxes payable in 198 and prior years have been paid for land described on this plat. Dated this day of , 198 .

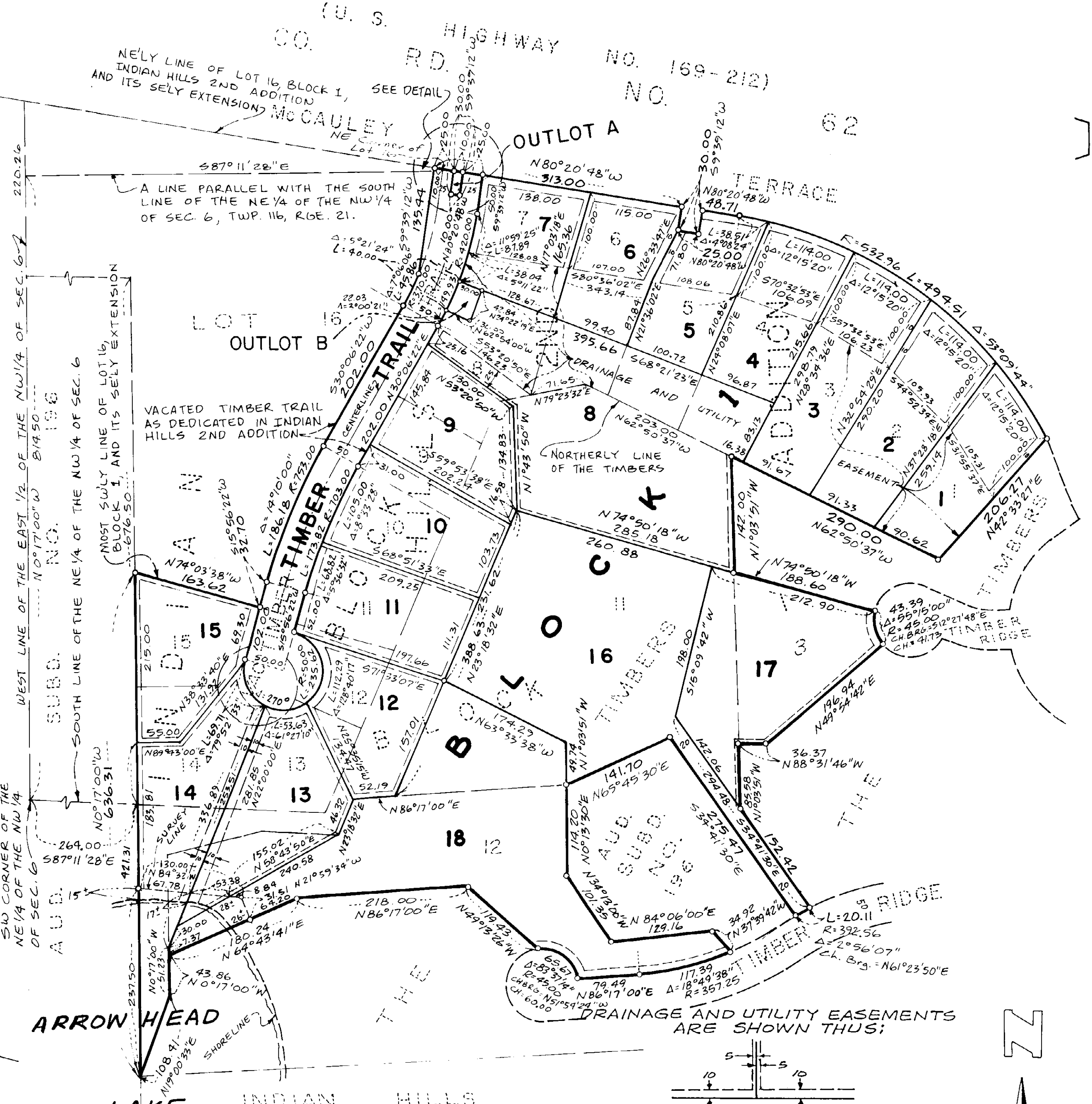
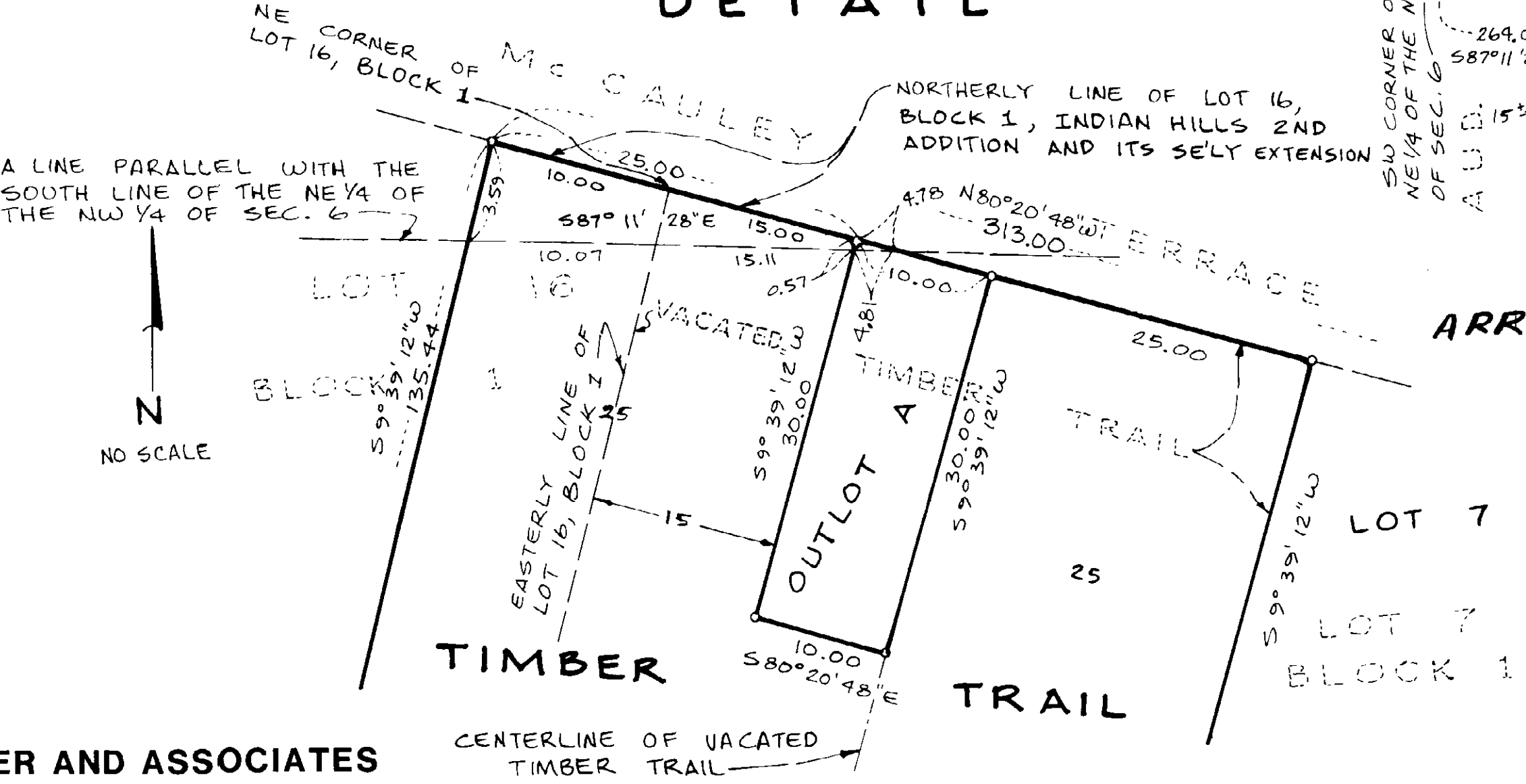
Dale G. Folstad, Hennepin County Auditor by _____ Deputy

SURVEY DIVISION, Hennepin County, Minnesota
Pursuant to Chapter 810, Minnesota Laws of 1969, this plat has been approved this day of , 198 .
_____, Hennepin County Surveyor by _____

REGISTRAR OF TITLES, Hennepin County, Minnesota
I hereby certify that the within plat of INDIAN HILLS 3RD ADDITION was filed for record in this office this day of , 198 , at o'clock M.
R. Dan Carlson, Register of Titles by _____ Deputy

COUNTY RECORDER, Hennepin County, Minnesota
I hereby certify that the within plat of INDIAN HILLS 3RD ADDITION was filed for record in this office this day of , 198 , at o'clock M.
R. Dan Carlson, County Recorder by _____ Deputy

DETAIL



ARROW HEAD

BENCH MARK:
Standard Disc in Southeast bridge wing wall at County Road No. 62 and Gleason Road. Elevation= 898.03 ft. (NGVD - 1929)
WATER ELEVATION: 874.5 feet (NGVD - 1929) as of December 6, 1985.
HIGHEST KNOWN WATER ELEVATION: 876.0 feet (NGVD - 1929) July 19, 1969

BEING 5.0 FEET IN WIDTH, UNLESS OTHERWISE INDICATED, AND ADJOINING LOT LINES, AND 10.0 FEET IN WIDTH AND ADJOINING RIGHT-OF-WAY LINES, AS SHOWN ON THE PLAT.



RON KRUEGER AND ASSOCIATES
LAND SURVEYORS AND ENGINEERS

Minnesota Suburban Newspapers, Inc.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

Donald K. Mortenson

, being duly sworn on an oath says that he/she

is the publisher or authorized agent and employee of the publisher of the newspaper known as

Edina Sun-Current

, and has full knowledge of the facts which

are stated below.

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Notice of Public Hearing

which is attached was cut from the columns of said newspaper; and was printed and published once each

week, for two successive weeks; it was first published on Wednesday, the 26 day

of March, 1986, and was thereafter printed and published on every Wednesday to

and including Wednesday, the 2 day of April, 1986; and printed below is

a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size

and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

BY:

Donald K. Mortenson

TITLE: Operations Manager

Subscribed and sworn to before me on this

2 day of April, 1986

Notary Public

Meridel M. Hedblom

NOTARY PUBLIC - MINNESOTA

HENNEPIN COUNTY

My commission expires July 2, 1986

RATE INFORMATION

(1) Lowest classified rate paid by commercial users for comparable space

\$ 2.10 per line
(Line, word, or inch rate)

(2) Maximum rate allowed by law for the above matter

\$ 36.5¢ per line
(Line, word, or inch rate)

(3) Rate actually charged for the above matter

\$ 35¢ per line
(Line, word, or inch rate)

(Official Publication)
CITY OF EDINA

4801 W. 50th STREET

EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING ON
VACATION OF EASEMENTS FOR
DRAINAGE, UTILITY AND
STREET PURPOSES IN THE CITY
OF EDINA, HENNEPIN COUNTY,
MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on April 14, 1986, at 7:00 p.m. for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage, utility and street purposes:

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL

MARCELLA M. DAHN

(March 26 &
April 2, 1986) - ED
City Clerk

(Official Publication)
CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING ON VACATION
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BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Please publish in the Edina Sun-Current on March 26 and April 2, 1986.
Please send two Affidavits of Publication.

Minnesota Suburban Newspapers, Inc.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

Donald K. Mortenson, being duly sworn on an oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Edina Sun-Current, and has full knowledge of the facts which are stated below.

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Notice of Public Hearing

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abcdefghijklmnopqrstuvwxyz

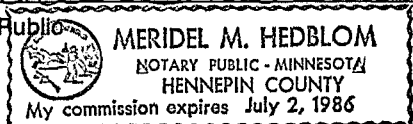
BY:

TITLE: Operations Manager

Subscribed and sworn to before me on this

2 day of April, 1986

Meridel M. Hedblom
Notary Public



RATE INFORMATION

- (1) Lowest classified rate paid by commercial users for comparable space
- (2) Maximum rate allowed by law for the above matter
- (3) Rate actually charged for the above matter

\$	<u>2.10 per line</u>
	(Line, word, or inch rate)
\$	<u>36.5¢ per line</u>
	(Line, word, or inch rate)
\$	<u>35¢ per line</u>
	(Line, word, or inch rate)

(Official Publication)
CITY OF EDINA
4001 W. 50th STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF EASEMENTS FOR
DRAINAGE, UTILITY AND
STREET PURPOSES IN THE CITY
OF EDINA, HENNEPIN COUNTY,
MINNESOTA
NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4001 W. 50th Street on April 14, 1986, at 7:00 p.m. for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage, utility and street purposes: All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof. Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota. All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.
BY ORDER OF THE EDINA CITY COUNCIL.

MARCELLA M. DAEHN
City Clerk
(March 26 &
April 2, 1986)-ED

1/1/74

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date March 28, 19 86, acting on behalf of said City I deposited in the United States mail copies of the attached _____

NOTICE OF PUBLIC HEARING ON VACATION OF EASEMENTS -INDIAN HILLS 2ND ADDITION (Exhibit A), enclosed in sealed envelopes, with postage thereon duly prepaid; addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of a date 14 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

<u>Name</u>	<u>Address</u>
_____	_____
_____	_____
_____	_____
_____	_____

WITNESS my hand and seal of said City this 28th day of

March, 19 86.

Marilyn M. Bach

Edina City Clerk

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING ON VACATION
OF EASEMENTS FOR DRAINAGE, UTILITY AND STREET PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on April 14, 1986, at 7:00 p.m. for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage, utility and street purposes:

All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

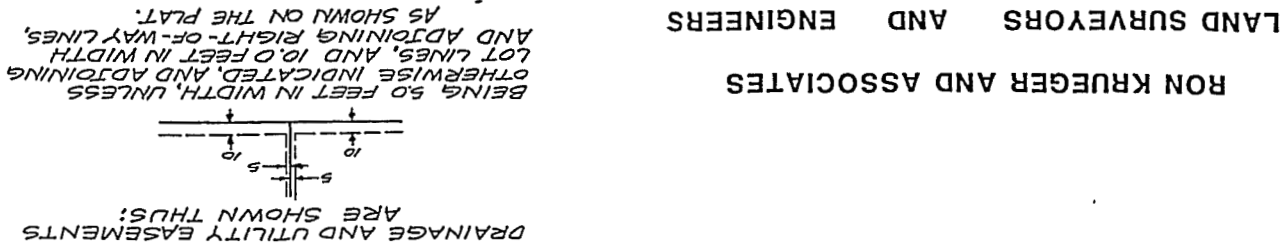
BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

(For your information, Indian Hills 2nd Addition has been replatted as Indian Hills 3rd Addition. Utility and drainage easements and the street known as Timber Trail will, of course, be dedicated in the plat of Indian Hills 3rd Addition.)

ADDITION

ON



MAILING LIST - VACATION OF EASEMENTS - INDIAN HILLS 2ND ADDITION

06-116-21-21-0001	David D. Naas 6320 Post Lane (35)	6721 McCauley Trail West
0013	Folke Victorsen Company 6440 Indian Hills Pass (35)	The Timbers
0008	James R. Friedman 6402 Timber Ridge (35)	
06-116-21-12-0004	Frank & Ann Matthews 6400 Timber Ridge (35)	
	Western Construction Company, Inc. Gregory D. Gustafson 7400 Metro Boulevard, Suite 417 (35)	Petitioner
	Stuart E. Fraser Normandale Division Northern States Power Co. 5309 W. 70th Street Edina, MN 55436	
	William Schramm Minnegasco 700 Linden Avenue Minneapolis, MN 55430	
	Don Romain NW Bell Telephone Company 6244 Cedar Avenue So. Richfield, MN 55423	

(Official Publication)
CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING ON VACATION
OF EASEMENTS FOR DRAINAGE, UTILITY AND STREET PURPOSES
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Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Please publish in the Edina Sun-Current on March 26 and April 2, 1986.
Please send two Affidavits of Publication.

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING ON VACATION
OF EASEMENTS FOR DRAINAGE, UTILITY AND STREET PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

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All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof.

Timber Trail, as platted on and dedicated by the plat of Indian Hills 2nd Addition, Hennepin County, Minnesota.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

\$75.00 filing fee

CITY OF EDINA

PUBLIC RIGHT-OF-WAY VACATION APPLICATION

Date Initiated February 19, 1986

- 1) I hereby petition the City Council of the City of Edina to vacate all of the following described public right-of-way:

☒ Street ☐ Alley ☒ Utility Easement
☒ Drainage Easement ☐ Other _____
(describe)

Description of area proposed to be vacated:

- a. All easements for drainage and utilities located upon and platted within the fol-
lowing described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin
County, Minnesota, according to the recorded plat thereof.
b. Timber Trail, as platted, and contained within Indian Hills 2nd Addition, Hennepin
County, Minnesota, on dedicated by the plat of, according to the recorded plat thereof.

Attach copy of scaled drawing showing in full detail the proposed vacation.

INDIAN HILLS COMPANY

TOTAL

75.00

By: Western Construction Company, Inc.
Its Partner

03/04/86

Address 7400 Metro Boulevard, Suite 417
Edina, Minnesota 55435

Telephone (612) 893-1950

By: Gregory D. Gustafson
Its President

2) Review

CITY ENGINEER by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
Conditions _____

MINNEGASCO by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
Conditions _____

N.W. BELL by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
Conditions _____

N.S.P. by _____ ☐ Acceptable ☐ Opposed ☐ Conditional
Conditions _____

10-3350

Redd 3/3/86 3:25pm

GUSTAFSON & TYSON, P.A.

ATTORNEYS AT LAW

SUITE 411

7400 METRO BOULEVARD

EDINA, MINNESOTA 55435

TELEPHONE (612) 835-7277

GREGORY D. GUSTAFSON

DANIEL R. TYSON

WILLIAM M. HABICHT

DAVID E. FOLIN

OF COUNSEL

HARRY GUSTAFSON

March 3, 1986

Ms. Marcella Daehn
City Clerk
City of Edina
4801 West 50th Street
Edina, Minnesota 55424

RE: INDIAN HILLS COMPANY (Application for Public Right-of-Way
Vacation)
Our File No.: GDG-84-2729

Dear Ms. Daehn:

Enclosed herewith per our phone conversation today, please find Public Right-of-Way Vacation Application on behalf of Indian Hills Company, copy of Indian Hills 2nd Addition plat, and our check in the amount of \$75.00 for filing fee.

This request will be heard at the City's next council meeting, March 17th, at which time the hearing date will be set for either April 14th or April 21st.

If you have any further questions, please contact Mr. Daniel R. Tyson of this office.

Sincerely yours,

GUSTAFSON & TYSON, P.A.



Marie Jensen, Secretary
to Daniel R. Tyson

/mej
Enclosures



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

February 28, 1986

Daniel R. Tyson
Gustafson & Tyson, P.A.
Suite 411
7400 Metro Boulevard
Edina, MN 55435

Re: Replat of Indian Hills 3rd Addition and Vacation of Easements/Streets
Within Indian Hills 2nd Addition

Dear Mr. Tyson:

This will acknowledge receipt of your letter of February 19, 1986, in which you requested the City to commence proceedings to vacate easements as referenced above.

I am enclosing a vacation application form which you should complete and return together with a check in the amount of \$75.00 as fee for the application. Please note that the application requires that you provide the City with legal description of the area(s) proposed to be vacated, together with a scaled drawing showing in full detail the proposed vacation.

Upon receipt of the above required documents and fee, your petition will be placed on the next City Council agenda to set a hearing date for the proposed vacation. For your information, the next meeting dates are March 17 and April 14. The hearing date is usually set approximately 4 weeks in advance to provide the required time to publish and mail notices. Please call me if you have any questions.

Very truly yours,

Marcella M. Daehn
City Clerk

enclosure

INDIAN HILLS 2ND ADDITION

CO. (U.S. HIGHWAY NO. 169-212)

McCAULEY

62

N0°17'00"W
220.26

A LINE PARALLEL TO THE SOUTH LINE
OF N.E. 1/4 OF N.W. 1/4 OF SEC. 6, T. 116, R. 21.

N80°20'48"W
667.47

972.47

TERRACE

N80°20'48"W
30.00
69°37'12"W

264.00
587°11'28"E

BLOCK
16

THE
BLOCK
16

N0°17'00"W
676.50

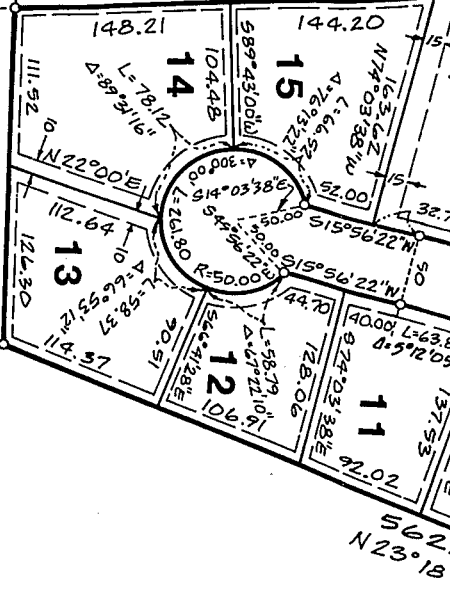
384.09

--- 84.50 ---
THE WEST LINE OF N.E. 1/4 OF N.W. 1/4 OF SEC. 6

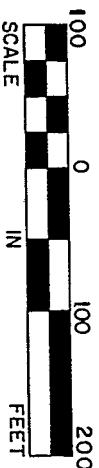
AUDITORS SUBD. NO. 196
THE S.W. CORNER OF N.E. 1/4 OF N.W. 1/4 OF SEC. 6, T. 116, R. 21.

AUDITORS
SUBDIVISION
NO. 196

THE SOUTH LINE OF THE N.E. 1/4 OF THE N.W. 1/4 OF SEC. 6

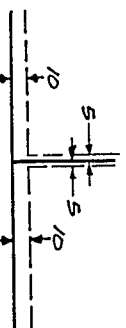


N



BEARINGS SHOWN ON AN ASSUMED BASIS

DRAINAGE AND UTILITY EASEMENTS
ARE SHOWN THUS:



BEING 50 FEET IN WIDTH, UNLESS
OTHERWISE INDICATED, AND ADJOINING
LOT LINES, AND 10.0 FEET IN WIDTH
AND ADJOINING RIGHT-OF-WAY LINES,
AS SHOWN ON THE PLAT.

RON KRUEGER AND ASSOCIATES
LAND SURVEYORS AND ENGINEERS

INDIAN HILLS 2ND ADDITION

R.T.DOC NO _____
C.R.DOC NO _____

Know all men by these presents: that The Minnesota South District of the Lutheran Church-Missouri Synod, a Minnesota non-profit corporation, fee owner, and Cross View Lutheran Church, a Minnesota non-profit corporation, purchaser under contract, of the following described property situated in the County of Hennepin, State of Minnesota to wit:

Lot 24, Block 1, THE TIMBERS, according to the plat thereof on file and of record in the office of the County Recorder and Registrar of Titles, Hennepin County.

The Registered portion of the above described property being,

Lot 24 except that part thereof, lying North of a line drawn parallel to the South line of the Northeast Quarter of the Northwest Quarter of Section 6, Township 116, Range 21, from a point on the West line thereof distant 814.5 feet North from the Southwest corner of said Northeast Quarter of the Northwest Quarter, all in Block 1, THE TIMBERS.

Have caused the same to be surveyed and platted as INDIAN HILLS 2ND ADDITION and do hereby donate and dedicate to the public for public use forever the trail and the drainage and utility easements as shown on the plat.

In witness whereof, said The Minnesota South District of the Lutheran Church-Missouri Synod, a Minnesota non-profit corporation has caused these presents to be signed by its proper officers this _____ day of _____, 1985, and that Cross View Lutheran Church, a Minnesota non-profit corporation has caused these presents to be signed by its proper officers this _____ day of _____, 1985.

signed
The Minnesota South District of
the Lutheran Church-Missouri Synod

signed
Cross View Lutheran Church

its _____
its _____

its _____
its _____

State of Minnesota, County of Hennepin
The foregoing instrument was acknowledged before me this _____ day of _____, 1985,
by _____ its _____ and _____ its _____ of the Minnesota South District
of the Lutheran Church-Missouri Synod, a Minnesota non-profit corporation, on behalf of the corporation.

Notary Public, Hennepin County, Minnesota
My commission expires _____

State of Minnesota, County of Hennepin
The foregoing instrument was acknowledged before me this _____ day of _____, 1985, by
its _____ and _____ its _____ of Cross View Lutheran
Church, a Minnesota non-profit corporation, on behalf of the corporation.

Notary Public, Hennepin County, Minnesota
My commission expires _____

I hereby certify that I have surveyed and platted the property described on this plat as INDIAN HILLS 2ND ADDITION, that this is a correct representation of said survey; that the distances are correctly shown on the plat in feet and hundredths of a foot, and that all monuments have been correctly placed in the ground as shown on the plat; that the outside boundary lines are correctly designated on the plat and that there are no wetlands to be designated on the plat.

Ronald L. Krueger, Land Surveyor
Minnesota State Lic. No. 14374

State of Minnesota, County of Hennepin
The surveyor's certification was acknowledged before me this _____ day of _____, 1985 by Ronald L. Krueger, Land Surveyor.

Notary Public, Hennepin County, Minnesota
My commission expires _____

EDINA, MINNESOTA This plat of INDIAN HILLS 2ND ADDITION was approved and accepted by the City Council of the City of Edina, Minnesota at a regular meeting thereof held this _____ day of _____, 1985. If applicable, the written comments and recommendations of the Commissioner of Transportation and the County Highway Engineer have been received by the city or the prescribed 30 day period has elapsed without receipt of such comments and recommendations, as provided by Minnesota Statutes, Section 505.03, Subdivision 2.

CITY COUNCIL OF THE CITY OF EDINA, MINNESOTA

by _____ Mayor by _____ Manager

PROPERTY TAX AND PUBLIC RECORDS DEPARTMENT, Hennepin County, Minnesota
I hereby certify that taxes payable in 1985 and prior years have been paid for land described on this plat.
Dated this _____ day of _____, 1985.

Dale G. Folstad, Hennepin County Auditor by _____ Deputy

SURVEY DIVISION, Hennepin County, Minnesota
Pursuant to Chapter 810, Minnesota Laws of 1969, this plat has been approved this _____ day of _____, 1985.

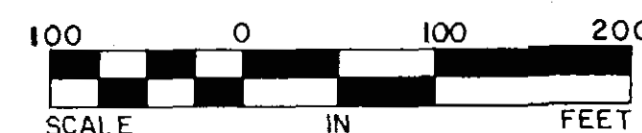
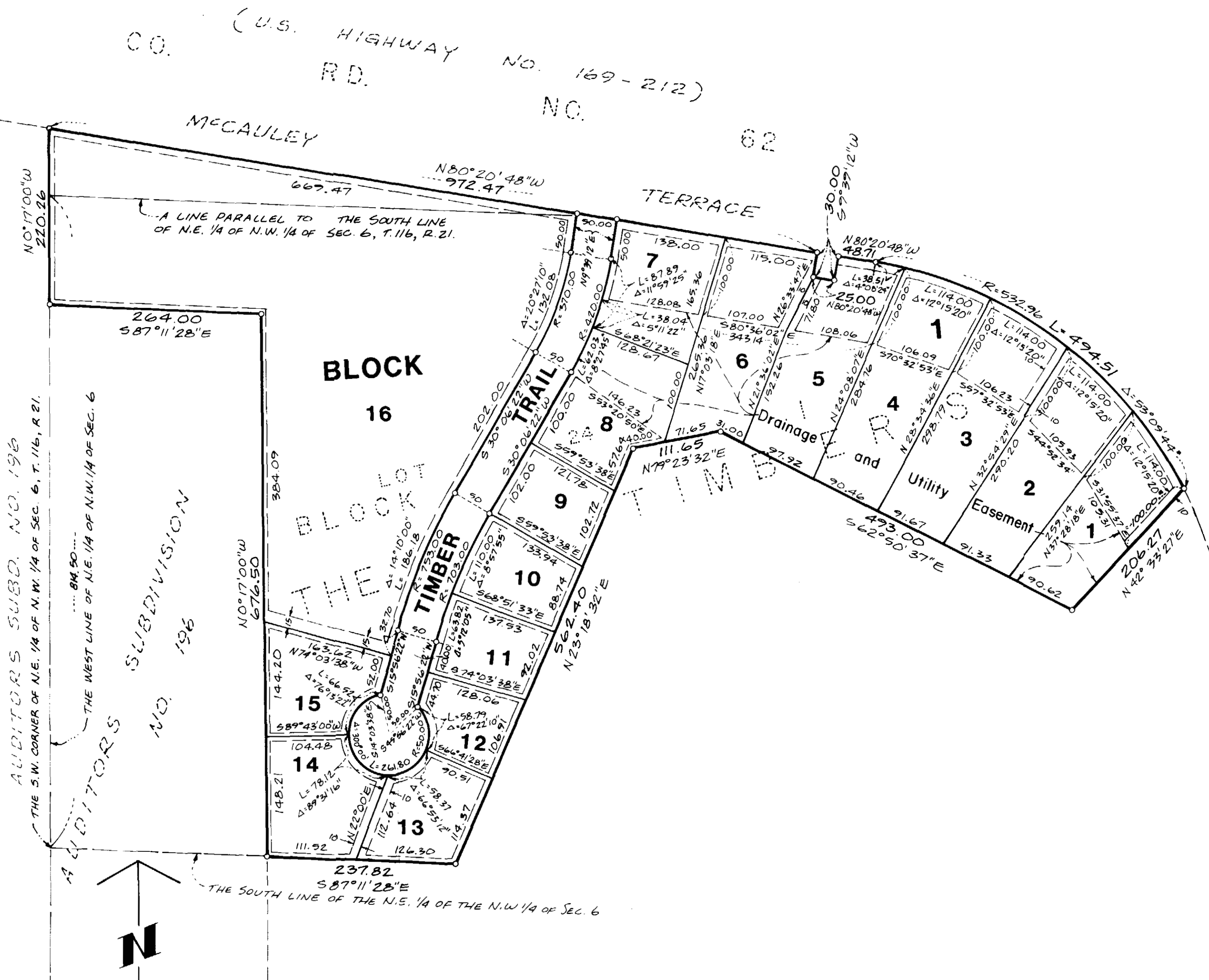
Robert L. Bakka, Hennepin County Surveyor by _____

REGISTRAR OF TITLES, Hennepin County
I do hereby certify that the within plat of INDIAN HILLS 2ND ADDITION was filed for record in this office this _____ day of _____, 1985, at _____ o'clock _____ M.

R. Dan Carlson, Registrar of Titles by _____ Deputy

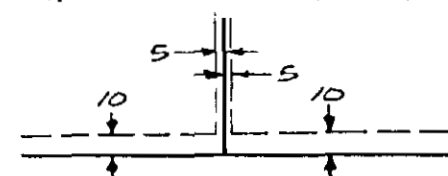
COUNTY RECORDER, Hennepin County, Minnesota
I do hereby certify that the within plat of INDIAN HILLS 2ND ADDITION was filed for record in this office this _____ day of _____, 1985, at _____ o'clock _____ M.

R. Dan Carlson, County Recorder by _____ Deputy



• DENOTES IRON MONUMENT
BEARINGS SHOWN ON AN ASSUMED BASIS

DRAINAGE AND UTILITY EASEMENTS
ARE SHOWN THUS:



BEING 50 FEET IN WIDTH, UNLESS
OTHERWISE INDICATED, AND ADJOINING
LOT LINES, AND 10.0 FEET IN WIDTH
AND ADJOINING RIGHT-OF-WAY LINES,
AS SHOWN ON THE PLAT.

RON KRUEGER AND ASSOCIATES

LAND SURVEYORS AND ENGINEERS

GUSTAFSON & TYSON, P.A.

ATTORNEYS AT LAW

SUITE 411

7400 METRO BOULEVARD

EDINA, MINNESOTA 55435

TELEPHONE (612) 835-7277

GREGORY D. GUSTAFSON

DANIEL R. TYSON

WILLIAM M. HABICHT

DAVID E. FOLIN

OF COUNSEL

HARRY GUSTAFSON

February 19, 1986

Ms. Marcella Daehn
City Clerk, City Of Edina
4801 West 50th Street
Edina, MN 55424

RE: The Replat of Indian Hills 3rd Addition and Vacation of Easements and
Streets Contained Within Indian Hills 2nd Addition
Our File: Indian Hills Company
File No: GD6-84-2729

Dear Ms. Daehn:

The undersigned represents Indian Hills Company, a Minnesota general partnership, in connection with the replat of Indian Hills 2nd Addition into Indian Hills 3rd Addition.

In connection with the replat it is necessary that certain platted easements for utilities and drainage, and a platted street known as Timber Trail. The vacation is necessary because certain lots have been realigned, the Timber Trail has been realigned and new land has been added to the new plat.

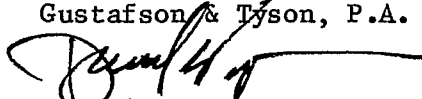
Please consider this a formal application to commence all proceedings necessary to vacate the following described easements:

- a. All easements for drainage and utilities located upon and platted within the following described lots: Lots 1-15, inclusive, Indian Hills 2nd Addition, Hennepin County, Minnesota.
- b. Timber Trail, as platted and contained within Indian Hills 2nd Addition, Hennepin County, Minnesota.

Utility and drainage easements and the street known as Timber Trail will of course be dedicated in the plat of Indian Hills 3rd Addition.

If I may provide you with any further information please contact me. If there are other forms or documents which you want executed in connection with this application process, please contact me. Thank you in advance for your cooperation.

Sincerely,
Gustafson & Tyson, P.A.



Daniel R. Tyson

DRT:wjf

cc: Mr. Gregory D. Gustafson
Mr. Randy Stern

MISC4/MEMOIND1.4